

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8

I, Caitlin L. Gardner, hereby certify that this correspondence, pursuant to 37 C.F.R. §1.8, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: January 11, 2006

By Caitlin Gardner

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	John C. Opie et al.	Docket No.:	32303.00003
Application No.:	10/618,456	Group Art Unit:	3739
Filing Date:	July 11, 2003	Examiner:	Charles H. Sam
TITLE:	PERCUTANEOUS DEVICE AND METHOD FOR HARVESTING TUBULAR BODY MEMBERS		

TRANSMITTAL PURSUANT TO 37 C.F.R. §1.97-1.98

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Submitted herewith pursuant to 37 C.F.R. §1.97(b) are (1) an Information Disclosure Statement and (2) an Information Disclosure Citation Form PTO-1449.

This statement does NOT authorize charge of the issue fee. The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under 37 C.F.R. §§1.16-1.18 (deficiency only) now or hereafter relative to this application and the resulting official document under 37 C.F.R. §1.20, or credit any overpayment to Account No. 19-3878 for which purpose a duplicate copy of this sheet is attached.

Respectfully submitted,

January 11, 2006

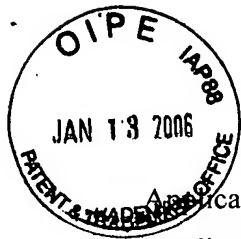
Date

By

Allen J. Moss
Reg. No. 38,567

SQUIRE, SANDERS & DEMPSEY L.L.P.
Two Renaissance Square
40 North Central Avenue, Suite 2700
Phoenix, Arizona 85004-4498
(602) 528-4839

PHOENIX/345859.1



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INFORMATION DISCLOSURE STATEMENT PURSUANT TO
37 C.F.R. §§1.97-1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and pursuant to 37 C.F.R. §§ 1.97-1.98, applicants hereby notify the U.S. Patent and Trademark Office of the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is filed before the mailing of a first Office action on the merits, pursuant to 37 C.F.R. § 1.97(b).

The submission of the listed documents is not intended as an admission that any such documents constitute prior art against the claims of the present application. Applicants reserve the right to dispute any of the listed documents as prior art during examination. Further, applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. Furthermore, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

Applicants respectfully submit that all pending claims are patentable over the foregoing references, alone or in combination. The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

Respectfully submitted,

January 11, 2006

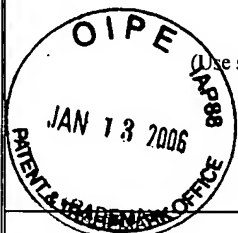
Date

By

Allen J. Möss
Reg. No. 38,567

Enclosures: PTO-1449

PHOENIX/345866.1

Form PTO-1449 (REV. 8-83)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 32303.00003		APPLICATION NO. 10/618,456	
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) <div style="text-align: left; margin-top: 10px;">  </div>				APPLICANTS John C. Opie et al.			
				FILING DATE July 11, 2003		GROUP 3739	
				PERCUTANEOUS DEVICE AND METHOD FOR HARVESTING TUBULAR BODY MEMBERS			
U. S. PATENT DOCUMENTS							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
		5,695,514	12-09-1997	Chin			
		5,304,189	04-19-1994	Goldberg et al.			
FOREIGN PATENT DOCUMENTS							
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER				DATE CONSIDERED			
*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							